

ESTTA Tracking number: **ESTTA667321**

Filing date: **04/17/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	79143855
Applicant	Dimetis GmbH

## Notice of Appeal

Notice is hereby given that Dimetis GmbH appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79143855.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Scientific, photographic, cinematographic, optical, measuring, signaling and checking apparatus and instruments; apparatus and instruments for the remote control of industrial processes; electrical monitoring devices, namely, probes, analyzing devices, measurement equipment for quality assurance and quality control for transporting broadcast, satellite and telecommunications signals for electronic devices in the field of television and cable, satellite and terrestrial broadcasting and for broadcast networks; electrical alarm devices, namely devices to notify of computer operating conditions for devices in broadcasting companies and radio stations and head-ends; apparatus for recording, transmission or reproduction of sound and images; apparatus for data processing and computers, namely, interface devices for computers, and electronic logs, featuring status messages, commands and return message, failure and error messages recorded on computer media; data carriers with computer programs; computer programs and software included in this class for device controls systems, element managers and network management systems and operation support systems; all of the foregoing for use in the fields of television and cable, satellite and terrestrial broadcasting, and multimedia and telecommunications networks
- Class 038. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Telecommunications services, namely, services delivery in the nature of end-to-end management of networks, user management, services orchestration, scheduling, provisioning, fault management, inventory, activation, discovery, performance manager and reporting via Internet platforms and portals; providing OSS platforms for dynamic management of telecommunication and broadcasting networks; providing access to a global computer network; advertising programs via digital communications networks; electronic transmission of messages and images
- Class 042. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Scientific and technological services, namely, providing design services for television and cable, satellite and terrestrial broadcasting, multimedia and telecommunications networks and research relating thereto; scientific and technological services, namely, technical support services in the nature of inventory, configuration management, activation, event managing, SLA Service Level Agreement, reporting, fault management and scheduling for television and cable, satellite and terrestrial broadcasting, multimedia and telecommunication networks and research relating thereto; industrial analysis and research services in the field of television and cable, satellite and terrestrial broadcasting, multimedia and telecommunication networks; design and development of computer software, design of computer programs, implementation of computer programs in networks; configuration, technical controlling, in the nature of analysis, interpretation and tracking of information, technical configuration and technical monitoring of video, audio and data connections across transmission networks of all types

Respectfully submitted,  
/Dayna M Frenkel/  
04/17/2015

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